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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/763,298	02/20/2001	Eshwar Mahenthiralingam	UBCP017	4849

21121 7590 05/06/2003

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EXAMINER

SHEINBERG, MONIKA B

ART UNIT PAPER NUMBER

1634

DATE MAILED: 05/06/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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0403

DATE MAILED:

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Commissioner of Patents and Trademarks

## Notice of Non-Responsive Amendment

The reply filed on 9 December 2002 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant lacks a complete provisional election in response to the mailed restriction requirement. Applicant did not clearly elect a primer pair of the Primer Pair Restriction set A, upon the provisional election of Group I; instead indicated Group I to be examined with SEQ ID NOs: 3, 4, 23 and 24. In addition, the primer pairs to be elected from are SEQ ID NOs: 3 and 4, **OR** SEQ ID NOs: 20 and 21 as stated in the previous action. SEQ ID NO: 23 and 24 were clearly indicated to be a primer pair option of another invention entirely; only of Group III, Genomovar-specific primer pair restriction: C. In requesting reconsideration of the restriction of the claims, the applicant must indicate a complete provisional election of one invention for prosecution, which invention shall be the one elected in the event the requirement becomes final. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

### Inquiries

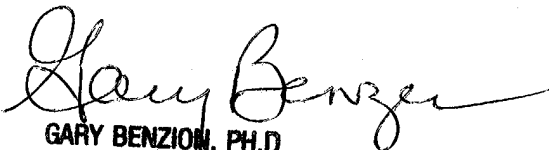
Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993) (See 37 CFR § 1.6(d)). The CM1 Fax Center number is (703) 308-4242.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Monika B. Sheinberg, whose telephone number is (703) 306-0511. The examiner can normally be reached on Monday-Friday from 9 A.M. to 5 P.M., except Wednesdays. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Jones, can be reached on (703) 308-1152.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to Patent Analyst, Chantae Dessau, whose telephone number is (703) 605-1237, or to the Technical Center receptionist whose telephone number is (703) 308-0196.

April 25, 2003  
Monika B. Sheinberg  
Art Unit 1634

*MBS*

  
**GARY BENZION, PH.D**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 1600**